

**ARCHITECTS SECTION
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS
WEDNESDAY, OCTOBER 14, 2009**

PRESENT: Gary Gust, Lawrence Schnuck, and Julia DeCicco

EXCUSED: Walter Wilson

ABSENT: Gary Kohlenberg

STAFF PRESENT: Yolanda McGowan, Bureau Director; Peggy Wichmann, Legal Counsel;
Michelle Solem, Bureau Assistant

GUESTS: Bill Babcock, American Institute of Architects (AIA) - Wisconsin

OPEN SESSION – CALL TO ORDER

Lawrence Schnuck, Vice-Chair, called the meeting to order at 11:55 a.m. A quorum of 3 members was present.

ADOPTION OF AGENDA

MOTION: Julia DeCicco moved, seconded by Gary Gust, to approve the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES (APRIL 22, 2009)

MOTION: Julia DeCicco moved, seconded by Gary Gust, to approve the Minutes of April 22, 2009 as written. Motion carried unanimously.

ADMINISTRATIVE REPORT, YOLANDA MCGOWAN

Yolanda McGowan deferred to the Administrative Report provided at the Joint Board meeting including the report regarding the annual policy review.

ELECTION OF OFFICERS FOR 2010

NOMINATION: Gary Gust nominated the existing slate of officers as officers for 2010 – Walter Wilson as Chair, Lawrence Schnuck as Vice Chair and Julia DeCicco as Secretary.

Lawrence Schnuck called for additional nominations three times before calling the vote. All Officers were re-elected by unanimous vote.

Appoint Board's Representatives to Screening Panel by Board Chair

Tabled until the next meeting.

Appoint Public Member to A-E Rules Committee by Board Chair

Tabled until the next meeting.

2010 Meeting and Screening Dates

The 2010 meeting and screening dates were provided to the Section on an informational basis.

**SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND
ADMINISTRATIVE RULES AND PRESS RELEASES**

Noted.

**PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF ENFORCEMENT
OR ANY SUBMITTED AFTER PRINTING OF THE AGENDA**

No presentations were requested.

LEGISLATION/ADMINISTRATIVE RULES

Update on Proposed Rule A-E 12, Continuing Education for Architects

Lawrence Schnuck indicated that Clearinghouse comments have been received. Lawrence Schnuck has been appointed as the representative to review changes and present it to the Joint Board for final approval.

**Update on Proposed Rule Change Relating to the Timing of Applicants Taking the ARE
Exam A-E 3.05(2)**

Bill Babcock asked for clarification related to the continuing education requirements. The Section confirmed that if final adoption occurs in April of 2010, the continuing education requirements would need to be met for renewal in 2012.

**Update on Proposed Rule Relating to Creating Discipline for Failure to Respond to
Information Requests from the Joint Board, Sections, and Department**

This item was adopted by the Joint Board earlier today.

Update on Rule Draft Relating to Definition of Responsible Charge

This item was adopted by the Joint Board earlier today.

Update on LRB 07-2357 Relating to Qualifications for Registration as an Architect

None.

CREDENTIALING

Appearance for a Class I Hearing – Chukwudifu Okwuje

Chukwudifu Okwuje appeared before the Section to provide additional information regarding the denial of his application to sit for the architect exam. The Section will deliberate on this issue in closed session. The Section requested that the documents be left in the Board Office.

MISCELLANEOUS CORRESPONDENCE/INFORMATION

Request by Engineer Section: Discuss and Provide Input Regarding Use of Certificates in A-E 2.02(8)(b) and Writing Rules Related to Sealing and Stamping.

The section addressed this issue and determined that, based on the infrequency of violations or other issues related to this rule, and in consideration of section resources and other priorities, it does not intend to take any action at this time.

TRAVEL

Report on the 2009 NCARB Annual Meeting will be presented at the next meeting.

SECTION MEMBER ACTIVITY

None.

NEW BUSINESS

None.

PUBLIC COMMENTS

MOTION: Julia DeCicco moved, seconded by Gary Gust, to deliberate on cases following hearing (s. 19.85(1)(a), Stats.; to consider licensure or discipline (s. 19.85(1)(b), Stats.; to consider individual histories or disciplinary data (s. 19.85(1)(f), Stats.; and to confer with legal counsel (s. 19.85(1)(G), Stats. Roll Call Vote: Julia DeCicco-yes; Lawrence Schnuck-yes; Gary Gust -yes. Motion carried unanimously.

Open Session recessed at 1:50 p.m.

RECONVENE TO OPEN SESSION

MOTION: Gary Gust moved, seconded by Julia DeCicco, to reconvene open session at 2:20 p.m. Motion carried unanimously.

DELIBERATION ON CLASS 1 HEARINGS

CHUKWUDIFU OKWUJE

MOTION: Gary Gust moved, seconded by Julia DeCicco, to grant Chukwudifu Okwuje's request to sit for the architect examination. Motion carried unanimously.

VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION

MONITORING REPORT OR ANY RECEIVED AFTER MAILING OF AGENDA

None.

CASE CLOSINGS, CITATIONS, AND CASE STATUS REPORT OR ANY RECEIVED AFTER MAILING OF AGENDA

None.

DELIBERATION ON PROPOSED STIPULATIONS OR ANY SIGNED AFTER MAILING OF AGENDA

**DENNIS T. MITCHELL
07 ARC 003**

MOTION: Gary Gust moved, seconded by Julia DeCicco, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of Dennis T. Mitchell, 07 ARC 003 and authorize the professional member of the screening committee to review the 3 month submissions on behalf of the section. Motion carried unanimously.

DELIBERATION ON PROPOSED ADMINISTRATIVE WARNINGS OR ANY RECEIVED AFTER PRINTING OF AGENDA

08 ARC 003; T.J.S

MOTION: Gary Gust moved, seconded by Julia DeCicco, to issue the administrative warning in the matter of 08 ARC 003 (T.J.S.). Motion carried unanimously.

PROPOSED DECISION OR ANY SIGNED AFTER PRINTING OF AGENDA

None.

DELIBERATION ON ORDER FIXING COSTS

None.

**DELIBERATION ON DISCIPLINARY ACTIONS SIGNED AFTER PRINTING OF
AGENDA**

None.

PETITIONS FOR REHEARING RECEIVED AFTER THE MAILING OF AGENDA

None.

**REQUEST FOR CLASS 1 HEARINGS OR ANY REQUESTED AFTER PRINTING OF
AGENDA**

None.

APPLICATION REVIEW OR ANY SUBMITTED AFTER PRINTING OF AGENDA

MOTION: Gary Gust moved, seconded by Lawrence Schnuck, to approve Ronald Hommerding, David Larson, Robert Stein, William Adair, Barton Reed Becker, Fredrick Anderson, and John Hershey's applications for licensure reinstatement. Motion carried unanimously.

**REINSTATEMENT REQUESTS OR ANY SUBMITTED AFTER PRINTING OF
AGENDA**

None.

EXAMINATION ISSUES

None.

CONSULTING WITH LEGAL COUNSEL

None.

**DOE – SIGNATURES FOR PROPOSED STIPULATIONS, ORDERS AND
ADMINISTRATIVE WARNINGS**

Signatures were collected for all required documentation.

ADJOURNMENT

MOTION: Julia DeCicco moved, seconded by Gary Gust, to adjourn the meeting at 2:23 p.m. Motion carried unanimously.